

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA  
SOUTHWESTERN DIVISION**

Encore Operating LP and William A. )  
Stewart d/b/a William A. Stewart & )  
Associates, )

Plaintiffs, )

vs. )

Stephen Morris, Blue Diamond LLC, )  
Terina Bailey, Joann Nelson, and Panda )  
Petroleum, Inc., )

Defendants; )

**ORDER**

Case No. 1:06-cv-086

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Stephen Morris, Blue Diamond LLC, Terina )  
Bailey and Joann Nelson, )

Third-Party Plaintiffs, )

vs. )

Scott Schroeder, )

Third-Party Defendant. )

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Encore Operating LP and William A. )  
Stewart d/b/a William A. Stewart & )  
Associates, )  
 )  
Plaintiffs, )  
 )  
vs. )  
 )  
Evertson Operating Company, Inc., )  
Evertson Well Service, Inc., Evertson )  
Exploration, LLC, Evertson Oil Company, )  
Inc., Evertson Limited Family Partnership, )  
Evertson Management, Inc., Evertson )  
Energy Partners, LLC, Evertson Energy )  
Partners Royalty, LLC, Castronics, Inc., )  
and Everair, LLC, )  
 )  
Defendants. )

Case No. 1:06-cv-088

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On September 21, 2007, (Docket No. 87), the Plaintiffs filed a Motion to Dismiss its Complaint Against the Defendant, Panda Petroleum, Inc. On October 3, 2007, the parties filed a “Stipulation for Extension of Time to File Response” (Docket No. 90) and requested that the defendant have until October 10, 2007, to file a response to the pending motion.

The Court **ADOPTS** the parties’ Stipulation. The defendant, Panda Petroleum, Inc., shall have until Friday, October 12, 2007, to file a response to the plaintiffs’ motion.

**IT IS SO ORDERED.**

Dated this 4<sup>th</sup> day of October, 2007.

/s/ Daniel L. Hovland

Daniel L. Hovland, Chief Judge  
United States District Court